

SCANNED

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA,
Plaintiff,

v.

\$35,000.00 IN U.S. CURRENCY,
Defendant.

)

)

)

)

)

)

)

Civil Action No. 04-30175-144P

WARRANT AND MONITION

To: The United States Marshal for the District of
Massachusetts, or his Deputies

We Command You that you give notice to all persons concerned that a Verified Complaint for Forfeiture In Rem (the "Complaint"), a copy of which is attached hereto, has been filed by the United States of America against the following in Rem defendant, described as \$35,000 in United States currency, seized from William Guilbe on or about February 11, 2003, at Holyoke, Massachusetts (the "Defendant Currency"), more particularly described in the Complaint for the forfeiture of the Defendant Currency to the United States of America pursuant to Title 21, United States Code, Sections 881(a)(6) and (b).

This Court has found probable cause for forfeiture.

Accordingly, you are hereby directed to serve, and give notice of, the Complaint by:

- (1) Publishing notice of the United States' intent to forfeit the Defendant Currency at least once for three (3) successive weeks in the Boston Herald or any other newspaper having a general circulation in this District;

(2) Mailing a copy of this Warrant and Monition, together with a copy of the Complaint to:

Joseph Guilbe
c/o Thomas F. McGuire, Esq.
The Market Place
1365 Main Street
Springfield, MA 01103

William Guilbe, #90708-038
FMC Devens
P.O. Box 879
Ayer, MA 01432

Roderick B. O'Connor, Esq.
935 Main Street, Suite 201
Springfield, MA 01103

by certified mail, postage prepaid and return receipt requested, or by serving such copies on the listed parties by hand.

You Are Further Commanded to arrest, attach, inspect and retain the Defendant Currency in your custody until further order of this Court.

You Are Further Commanded to give due notice by appropriate service of process, as provided herein, to all persons who claim an interest in the Defendant Currency, or assert that the Defendant Currency should not be condemned or disposed of pursuant to the prayer of the Verified Complaint for Forfeiture in Rem. Upon execution of this process, you are directed further to file the execution in this Court with your return thereon.

ALL CLAIMS TO THE DEFENDANT CURRENCY MUST BE FILED WITH THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS AND SERVED UPON THE UNITED STATES ATTORNEY'S OFFICE, ASSET

FORFEITURE UNIT, 1 COURTHOUSE WAY, SUITE 9200, BOSTON,
 MASSACHUSETTS 02210, WITHIN THIRTY (30) DAYS AFTER PROCESS HAS
 BEEN EXECUTED OR WITHIN SUCH ADDITIONAL TIME AS MAY BE ALLOWED BY
 THIS COURT. ALL ANSWERS TO THE COMPLAINT MUST BE FILED WITH THE
 UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS
 AND SERVED UPON THE UNITED STATES ATTORNEY'S OFFICE, ASSET
 FORFEITURE UNIT, 1 COURTHOUSE WAY, SUITE 9200, BOSTON,
 MASSACHUSETTS 02210, WITHIN TWENTY (20) DAYS AFTER THE FILING OF
 THE CLAIM. CLAIMS MUST BE FILED IN ACCORDANCE WITH THE FEDERAL
 RULES OF CIVIL PROCEDURE, SUPPLEMENTAL RULES FOR CERTAIN
 ADMIRALTY AND MARITIME CLAIMS. THE PROCEDURES FOR FILING A
 PETITION FOR REMISSION OR MITIGATION ARE SET FORTH IN 28 C.F.R.
 PART 9. IN ADDITION TO THE PROCEDURES MANDATED BY THOSE
 REGULATIONS, A COPY OF ANY PETITION FOR REMISSION OR MITIGATION
 SHOULD BE FILED WITH THE SEIZING AGENCY, WHICH IS THE UNITED
 STATES DRUG ENFORCEMENT ADMINISTRATION, JFK FEDERAL BUILDING,
 ROOM E-400, 15 NEW SUDBURY STREET, BOSTON, MASSACHUSETTS 02203,
 ATTENTION ASSET FORFEITURE GROUP.

Tony Anastas, Clerk
 U.S. District Court

By:

Mary Finn
 Deputy Clerk

Date: *September 8*, 2004

APPROVED AND SO ORDERED:

Michael A. Pourn

United States District Judge

Date: *Sept. 8*, 2004